

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2008-031021-001 DT

04/09/2013

HON. SHERRY K. STEPHENS

CLERK OF THE COURT  
C. McCain  
Deputy

STATE OF ARIZONA

JUAN M MARTINEZ

v.

JODI ANN ARIAS (001)

KIRK NURMI  
JENNIFER L WILLMOTT

CAPITAL CASE MANAGER  
ELECTRONIC RECORD SERVICES

TRIAL MINUTE ENTRY  
DAY 51

Courtroom SCT5C

State's Attorney:	Juan Martinez
Defendant's Attorney:	Kirk Nurmi and Jennifer Willmott
Defendant:	Present

Court Reporter, Mike Babicky, is present.

A record of the proceeding is also made by audio and/or videotape.

**IT IS ORDERED all bench conferences shall remain sealed not to be produced or transcribed until the conclusion of the trial.**

9:55 a.m. Court convenes in chambers with Defendant, counsel for the Defendant and Alyce LaViolette present.

Discussion is held.

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IT IS ORDERED sealing the in chambers hearing not to be transcribed without further order of the Court.

10:00 a.m. in chambers hearing concludes.

10:01 a.m. Trial to Jury continues from 04/08/2013.

The jury is present.

Alyce LaViolette having been previously sworn testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

10:28 a.m. The Jury is reminded of the admonition and returns to the jury room.

Court remains in session.

Voir Dire of the witness proceeds.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

Exhibit # 604 is marked for identification.

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LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

10:42 a.m. The Jury is now present.

The witness testifies further.

Exhibit #'s 605 and 606 are marked for identification.

The witness testifies further.

Exhibit # 607 and 608 is marked for identification.

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

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The witness testifies further.

Exhibit # 609 is marked for identification.

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

Exhibit # 610 is marked for identification.

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

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The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

Exhibit # 611 is marked for identification.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

12:06 p.m. The Jury is reminded of the admonition and Court stand sin recess until 1:30 p.m.

1:55 p.m. Court reconvenes with Defendant and respective Counsel present.

Court Reporter, Mike Babicky, is present.

The Jury is not present.

Voir Dire of the witness continues.

Argument is presented on Exhibit # 604.

Defendant's objection to Exhibit # 604 is sustained in part as stated on the record.

2:05 p.m. The Jury is present.

The witness testifies further.

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LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

Exhibit # 612 is marked for identification.

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

3:02 p.m. The Jury is reminded of the admonition and Court stands in recess.

3:23 p.m. Court convenes in chambers with Defendant, counsel for the Defendant and Alyce LaViolette present.

Discussion is held.

IT IS ORDERED sealing the in chambers hearing not to be transcribed without further order of the Court.

3:35 p.m. in chambers hearing concludes.

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3:38 p.m. Court reconvenes with Defendant and respective Counsel present.

Court Reporter, Mike Babicky, is present.

The Jury is present.

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

The witness testifies further.

Exhibit # 613 is marked for identification.

The witness testifies further.

Exhibit # 614 is marked for identification.

The witness testifies further.

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Exhibit # 614 is offered in evidence.

LET THE RECORD REFLECT Counsel approach the bench and discussion is held out of the hearing of the Jury and on the record.

**IT IS ORDERED sealing the bench conference not to be produced or transcribed until the conclusion of the trial.**

Exhibit # 614 is received in evidence.

The witness testifies further.

4:33 p.m. The Jury is reminded of the admonition and Court stands in recess until 04/10/2013 at 9:30 a.m.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.